

Message Text

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PAGE 01 GENEVA 04594 190935Z

17

ACTION EB-11

INFO OCT-01 IO-14 ISO-00 FRB-03 OMB-01 TAR-02 SP-03 SWF-02

AGR-20 AID-20 CIAE-00 COME-00 INR-11 LAB-06 NSAE-00

OIC-04 RSC-01 SIL-01 STR-08 TRSE-00 CIEP-02 CEA-02

FEA-02 L-03 SSO-00 INRE-00 DRC-01 (ISO) W

----- 046562

O R 190855Z JUL 74

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 7183

INFO USMISSION USUN NEW YORK

UNCLAS GENEVA 4594

PASS EB/CBA/BP-WINTER AND EB/OIT/GCP-BLACK

E.O. 11652: N/A

TAGS: UNCTAD, EIND

SUBJECT: UNCTAD INTERGOVERNMENTAL GROUP (IGG) ON
TRANSFER OF TECHNOLOGY

1. THE SRI LANKA DELEGATION HAS INTRODUCED ON BEHALF
OF THE GROUP OF 77 TWO DRAFT RESOLUTIONS BOTH OF WHICH
ARE ENTITLED "THE POSSIBILITY AND FEASIBILITY OF AN
INTERNATIONAL CODE OF CONDUCT IN THE FIELD OF TRANS-
FER OF TECHNOLOGY." THE RESOLUTIONS ARE DESIGNATED
L-14 AND L-15.

2. RESOLUTION L-14 STATES

QUOTE

THE INTERGOVERNMENTAL GROUP ON TRANSFER OF TECHNOLOGY,
BEARING IN MIND PARAGRAPH 9 OF CONFERENCE RESOLUTION
39(III), PARAGRAPHS 15 AND 20 OF GENERAL ASSEMBLY RESO-
LUTION 3041(XXVII), PARAGRAPH 17 OF ITS RESOLUTION
1(II), SECTION IV(A) OF GENERAL ASSEMBLY RESOLUTION
UNCLASSIFIED

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PAGE 02 GENEVA 04594 190935Z

3202 (SVI) AND PARAGRAPH 2 OF TRADE AND DEVELOPMENT

BOARD RESOLUTION 104(XIII).

NOTING THE SECRETARIAT STUDY "POSSIBILITY AND FEASIBILITY OF AN INTERNATIONAL CODE OF CONDUCT ON TRANSFER OF TECHNOLOGY" CONTAINED IN DOCUMENT TD/B/AC.11/22,

1. CONSIDERS THAT, IN ADDITION TO BEING BOTH POSSIBLE AND FEASIBLE, AN INTERNATIONAL CODE OF CONDUCT IN THE FIELD OF TRANSFER OF TECHNOLOGY IS ALSO URGENTLY NEEDED;

2. CONSIDERS FURTHER THAT DRAFTING WORK ON A UNIVERSALLY ACCEPTABLE CODE CORRESPONDING TO THE NEEDS AND CONDITIONS PREVALENT IN DEVELOPING COUNTRIES SHOULD BEGIN PROMPTLY;

3. REQUESTS THE TRADE AND DEVELOPMENT BOARD, AT ITS FOURTEENTH SESSION, TO RECOMMEND TO THE GENERAL ASSEMBLY OF THE UNITED NATIONS THE ESTABLISHMENT OF THE APPROPRIATE MECHANISM FOR THE PREPARATION OF THE DRAFT OF A CONVENTION OR ANY OTHER MULTILATERAL LEGALLY BINDING INSTRUMENT ON A CODE OF CONDUCT IN THE FIELD OF TRANSFER OF TECHNOLOGY;

4. REQUESTS THE SECRETARY-GENERAL OF UNCTAD TO CONTINUE URGENTLY AND COMPLETE AS SOON AS POSSIBLE HIS STUDY OF THE BASIS OF AN INTERNATIONAL CODE OF CONDUCT IN THE FIELD OF TRANSFER OF TECHNOLOGY. UNQUOTE

3. RESOLUTION L-15 STATES

QUOTE

THE INTERGOVERNMENTAL GROUP ON TRANSFER OF TECHNOLOGY RECOMMENDS TO THE TRADE AND DEVELOPMENT BOARD THE ADOPTION OF THE FOLLOWING DRAFT RESOLUTION:

"THE TRADE AND DEVELOPMENT BOARD,
BEARING IN MIND PARAGRAPH 20 OF GENERAL ASSEMBLY
UNCLASSIFIED

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PAGE 03 GENEVA 04594 190935Z

RESOLUTION 3041(XXVII), WHICH RECOMMENDS THAT THE BOARD SHOULD SELECT THE AREAS IN WHICH ACTION CAN BE INITIATED FOR THE NEGOTIATION AND ADOPTION OF MULTILATERAL LEGAL INSTRUMENTS WITHIN ITS FIELD OF COMPETENCE,

MINDFUL ALSO OF THE NEED TO INITIATE ACTION ON
THE DRAFT OF AN INTERNATIONAL CODE OF CONDUCT IN THE

FIELD OF TRANSFER OF TECHNOLOGY,

1. ENDORSES RESOLUTION OF THE INTERGOVERNMENTAL GROUP ON TRANSFER OF TECHNOLOGY;

2. RECOMMENDS THAT THE GENERAL ASSEMBLY OF THE UNITED NATIONS CONSIDER ON A PRIORITY BASIS AT ITS TWENTY-NINTH SESSION THE ESTABLISHMENT OF A PREPARATORY COMMITTEE UNDER THE AUSPICES OF UNCTAD ENTRUSTED WITH THE PREPARATION OF A DRAFT CODE OF CONDUCT ON THE TRANSFER OF TECHNOLOGY TO BE ADOPTED BY THE GOVERNMENTS OF ALL COUNTRIES AT A CONFERENCE OF PLENIPOTENTIARIES TO BE CONVENED IN 1976 AND TO BE IMPLEMENTED IN A MANNER THAT IS BINDING ON THEM AND CAN BE SUITABLY ENFORCED. UNQUOTE

4. THE PRESIDENT PROPOSES TO REFER THESE RESOLUTIONS TO THE PRESIDENT'S CONTACT GROUP. HE PLANS TO ESTABLISH THIS GROUP TODAY, JULY 19, OR MONDAY, JULY 22. THE PRESIDENT HAS PROPOSED THAT THIS GROUP BE COMPOSED OF SIX MEMBERS OF THE GROUP OF 77, FOUR MEMBERS OF GROUP B (DEVELOPED COUNTRIES) AND THREE MEMBERS OF GROUP D (SOCIALIST COUNTRIES). IN ADDITION, THE PRESIDENT HAS PROPOSED THAT A SMALLER SEPARATE DRAFTING GROUP BE ESTABLISHED TO DRAFT THE TERMS OF REFERENCE FOR ANY EVENTUAL MAIN COMMITTEE. GROUP B HAS NOT YET TAKEN A POSITION ON THESE PROCEDURAL PROPOSALS BUT WILL DO SO TODAY. DALE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: RESOLUTIONS, INTERGOVERNMENTAL COOPERATION, TECHNOLOGICAL EXCHANGES, MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 19 JUL 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974GENEVA04594
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740194-0872
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740735/aaaabdtj.tel
Line Count: 143
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: shawdg
Review Comment: n/a
Review Content Flags:
Review Date: 04 OCT 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 OCT 2002 by ThomasVJ>; APPROVED <22 JAN 2003 by shawdg>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: UNCTAD INTERGOVERNMENTAL GROUP (IGG) ON TRANSFER OF TECHNOLOGY
TAGS: EIND, UNCTAD, IGG
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005